

**DESOTO COUNTY BOARD OF SUPERVISORS**  
**BOARD MEETING MINUTES**

**EUGENE C. THACH, PRESIDENT, PRESIDING**

**JUNE 26, 2000**

**A. CALL TO ORDER**

The June 26, 2000, meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Eugene C. Thach of DeSoto County.

Sheriff James Albert Riley, DeSoto County Sheriff was present and did open the DeSoto County Board of Supervisors meeting in a regular session to hear any and all business to come before the Board. The following were present:

Supervisor Jessie Medlin-----District 1  
Supervisor Eugene C. Thach-----District 2  
Supervisor Gerald Clifton-----District 3  
Supervisor John Caldwell-----District 4  
Supervisor Tommy Lewis-----District 5  
W. E. "Sluggo" Davis-----Chancery Clerk  
David Armstrong-----County Administrator, Absent  
James Albert Riley-----DeSoto County Sheriff  
William Austin-----Board Attorney

**B. INVOCATION**

The invocation was presented by J. R. Crawford, former pastor of Victoria Heights Baptist Church.

**C. OLD BUSINESS**

**1. Abandoning Right of Way on Sharon Drive**

Supervisor Jessie Medlin made a motion and Supervisor Tommy Lewis seconded the motion to hold this item until July 5, 2000. The **motion passed** by a unanimous vote.

**2. Abandoning Road at Poplar Corner**

Supervisor Jessie Medlin made a motion and Supervisor Tommy Lewis seconded the motion to hold this item until July 5, 2000. The **motion passed** by a unanimous vote.

**3. Holly Hills North Subdivision**

Supervisor Gerald Clifton made a motion and Supervisor Tommy Lewis seconded the motion to hold this item until July 12, 2000. The **motion passed** by a unanimous vote.

**ITEM C.4, CONTINUED,**

**4. Rubbish Pit**

E. C. T.

**6/26/00**

Jim Bearden, Director of Operations and Maintenance, was present to answer questions from the Board of Supervisors regarding the rubbish pit. Supervisor Tommy Lewis asked how many times a resident is allowed to take loads to the rubbish pit. Mr. Bearden said that the new contract allows for one load a week and in the old contract individuals were allowed to take loads only once a month. Mr. Bearden said he does not recommend allowing more than one time per week due to illegal dumping. Supervisor Tommy Lewis said the contract should be amended to allow people to take more than one load a week so that individuals cleaning their property can finish in one day if desired instead of having to wait until the following week to take another load to the rubbish pit. Supervisor Eugene Thach said that if the operator of the rubbish pit gets the drivers license and keeps a tabulation in the computer of those taking rubbish to the pit, the County should be able to keep up with the number of times an individual brings a load to the rubbish pit.

Jim Bearden informed the Board that BFI has collected a total of \$42,560.80 for the rubbish pit for the months of January through May and that the amount uncollected is \$61,098.65. Mr. Bearden said the amount billed by BFI for those months is \$103,659.45 with the amount owed being \$89,042.40 and a profit of \$14,617.05 for the County. Mr. Bearden said when the profit check is received, it will be placed into a special reserve fund, as recommended by the auditor.

Supervisor Jessie Medlin said that during contract negotiations he voted to limit the number of loads at the rubbish pit to once a week per resident but that he is okay with changing that to allow individuals to have a certain limit per month.

Supervisor Jessie Medlin made a motion and Supervisor Tommy Lewis seconded the motion to amend the rubbish pit contract from a one load limit per week per resident at the rubbish pit to a total of four times per month with no time stipulation when the four loads have to be taken to the rubbish pit. The **motion passed** by a unanimous vote. **\*\*See Exhibit C.4\*\***

Bill Bayne of the *DeSoto Appeal* asked how the County will handle the rubbish pit in an emergency situation. Supervisor Eugene Thach said T. H. Walker, Director of Civil Defense, will call the Board to declare a state of emergency and will then proceed with the cleanup. Mr. Walker said that the load limit will not apply in a state of emergency and asked the public to call when there are problems in their areas.

Jim Bearden presented a handout to the Board comparing the savings under the new BFI contract beginning in January 2000 with the figures from October through December 1999. Supervisor John Caldwell said the County is not actually making money off of the new contract. Supervisor Tommy Lewis asked if the County is saving money with the new contract. Mr. Bearden said yes there is a savings with the new contract.

Mr. Bearden said the budget for solid waste will increase approximately \$100,000.00 but will be spending approximately \$35,000.00 less. Supervisor Tommy Lewis asked if the figures take into consideration the number of families moving into DeSoto County every day. Mr. Bearden said the figures were based on the number of families moving into DeSoto County.

Supervisor Eugene Thach said that the City of Southaven owes \$40,000.00 for the rubbish pit and asked if other cities are paying. Mr. Bearden said that an account is not delinquent with BFI until 90 days have passed but that he would check with BFI to see if any of the Cities have paid.

## **ITEM C.5, CONTINUED,**

### **5. DeSoto County Administration Building Emergency Plan**

T. H. Walker, Director of Civil Defense, requested that this item be held until County Administrator David Armstrong returns so he can give his recommendation about the emergency plan. Supervisor John Caldwell made a motion and Supervisor Tommy Lewis

seconded the motion to hold this item until July 5, 2000. The **motion passed** by a unanimous vote.

Vanessa Lynchard informed the Board of Supervisors that David Armstrong left a recommendation to adopt the updated emergency plan. Supervisor John Caldwell made a motion and Supervisor Jessie Medlin seconded the motion to reconsider this item. The **motion passed** by a unanimous vote.

At the recommendation of County Administrator David Armstrong, Supervisor John Caldwell made a motion and Supervisor Jessie Medlin seconded the motion to adopt the revised DeSoto County Administration Building Emergency Plan. The **motion passed** by a unanimous vote. **\*\*See Exhibit C.5\*\***

## **6. Reimbursement from Laurie Wilson for People to People Donation**

Supervisor Jessie Medlin notified the Board of Supervisors that on February 28, 2000, the Board approved a donation in the amount of \$300.00 to Laurie Wilson for the People to People Student Ambassador trip to Australia to advertise county resources. Supervisor Medlin said that Laurie Wilson was unable to raise all of her money to go on the trip and sent a check reimbursing the County for its donation. Supervisor Jessie Medlin made a motion and Supervisor Gerald Clifton seconded the motion to accept the reimbursement check in the amount of \$300.00 from Laurie Wilson for the County's donation for the People to People Student Ambassador trip to Australia. The **motion passed** by a unanimous vote. **\*\*See Exhibit C.6\*\***

## **7. FY01 Budget Requests**

Vanessa Lynchard informed the Board of Supervisors that County Administrator David Armstrong asked her to advise the Board that the road millage is 8.39 mills and that the road millage brings in \$600,000.00 per mill. **\*\*See Exhibit C.7\*\***

# **D. NEW BUSINESS**

## **1. Approval of Change Order - Courthouse Renovation**

Frank Madlinger of Allen & Hoshall presented a change order for the Courthouse renovation to the Board of Supervisors for approval. Mr. Madlinger said the total amount of the change order is \$18,970.22 and the change order is for revisions to the electrical wiring. Vanessa Lynchard said that Jim Bearden, Director of Operations and Maintenance, spoke with the subcontractor and was told that change orders for wiring are expected because some decisions cannot be made until construction when the covers are removed from the wiring.

Supervisor John Caldwell said that he supported the Courthouse project because he thought all wiring would be replaced. Mr. Madlinger said that some of the same panels will be used but that all secondary wiring will be replaced.

Vanessa Lynchard said that Allen & Hoshall has always said that in renovation projects, there **ITEM D.1, CONTINUED,**

will be unknowns and that there is a 10% contingency in the contract for these items. Supervisor Jessie Medlin asked what the total amount of the contingency fund is. Vanessa said that if 10% is used, it will be \$258,000.00 but some are skeptical that a 10% contingency is adequate for a renovation job and we want to save some of the contingency to be used for furniture.

Supervisor Tommy Lewis asked if the amount of the change order is fair. Frank Madlinger said that it is a fair price and that it includes overhead and a 5% GC markup.

Supervisor Jessie Medlin made a motion and Supervisor Tommy Lewis seconded the motion to approve change order number 2 for the DeSoto County Courthouse Renovation. The **motion passed** by a unanimous vote. **\*\*See Exhibit D.1\*\***

**2. Approval of Grant Application and Interlocal Agreement for Metro Narcotics**

Tim Harris, Commander of Metro Narcotics, informed the Board of Supervisors that it is time to submit the Interlocal Agreement to the Attorney General’s office for approval and to apply for a continuation of the Metro Narcotics grant. Mr. Harris said that in the grant application for fiscal year 2001, Metro is requesting an additional grant agent due to the increased trafficking of narcotics in DeSoto County and also requesting an additional vehicle for grant agents. Mr. Harris said the County’s match for the grant is \$73,000.00. Mr. Harris requested that the County pay half of the grant match, with Metro paying the other half through forfeitures and funds received from auctions. Vanessa Lynchard said that we will not know the actual budget for Metro until the grant is awarded.

Supervisor John Caldwell made a motion and Supervisor Jessie Medlin seconded the motion to approve the Interlocal Agreement for Metro Narcotics and to instruct Metro Narcotics to send the Interlocal Agreement to the Attorney General’s Office for approval and to authorize Metro Narcotics to submit the grant application for Fiscal Year 2001 with the agreement that Metro Narcotics will pay 50% of the grant match and the County will pay the remaining 50% of the grant match. The **motion passed** by a unanimous vote. **\*\*See Exhibit D.2\*\***

**3. Bid Opening**

**a. One New 2000 Gallon Tanker for Nesbit Volunteer Fire Department**

Vanessa Lynchard advised the Board of Supervisors that one bid was received for Bid File Number 00-251-002, a 2000 gallon tanker for Nesbit Volunteer Fire Department, from Sunbelt Fire Apparatus, Inc. in the amount of \$125,990.00 with no exceptions taken. Supervisor John Caldwell made a motion and Supervisor Gerald Clifton seconded the motion to take the bid for the 2000 gallon tanker for Nesbit Volunteer Fire Department under advisement. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----ABSENT  
Supervisor Eugene Thach-----YES  
Supervisor Gerald Clifton-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**\*\*See Exhibit D.3.a\*\***

**ITEM D.3.b, CONTINUED,**

**b. One New Pumper for Love Fire Department**

Vanessa Lynchard opened the bids for Bid File Number 00-251-001, a new pumper for Love Fire Department, and presented the bids as follows:

Sunbelt Fire Apparatus, Inc.	\$197, 155.00 with no exceptions taken
Tupelo Fire Equipment	\$191,449.00 with exceptions taken
Ferrara Apparatus	\$193, 301.00 with no exceptions taken

Vanessa said the exception taken on the bid from Tupelo Fire Equipment was the \$25 million proof of product liability.

Supervisor John Caldwell made a motion and Supervisor Jessie Medlin seconded the motion to take the bids for the new pumper for Love Fire Department under advisement. The **motion passed** by a unanimous vote. **\*\*See Exhibit D.3.b\*\***

#### **c. Sale of 69.8 Acre Tract of County-owned Land**

County Engineer Daniel Murphy advised the Board of Supervisors that the 69.8 acres of land the County advertised to sell may qualify as a wetlands bank. Mr. Murphy recommended that the County leave the land as wetlands and not sell the property.

Supervisor Eugene Thach asked if estimates were received to survey the property. Vanessa Lynchard said that Engineer Gerald Davis of Jones-Davis Engineering said that a survey of the property will be difficult to do because there are no clear boundaries but that he estimated a satellite survey of the property at \$10,000.00 to \$12,000.00. Mr. Murphy said he will get another estimate from individual in Olive Branch for the Board to review.

Board Attorney Bill Austin recommended that the Board of Supervisors reject all bids for the sale of 69.8 acres of land and return the bids unopened to the bidders due to the recommendation of the County Engineer to keep the property. Supervisor Tommy Lewis informed the public that earlier in the meeting, County Engineer Daniel Murphy advised the Board that the property may be eligible for a land bank for wetlands irrigation services.

Supervisor Tommy Lewis said at the time the Board of Supervisors determined the 69.8 acres of land to be surplus property, we were unaware the property would qualify for a wetlands bank. Having learned that information, Supervisor Tommy Lewis made a motion and Supervisor Gerald Clifton seconded the motion to reject all bids for the 69.8 acre tract of County-owned land and return the bids unopened to the bidders. The Board is now taking the property off the market and rescinding the order dated February 28, 2000 making this surplus property, and in addition, the Board is authorizing the County Engineer to take the necessary steps to add this property to a wetlands bank, or to advise the Board of Supervisors whether this is the appropriate time to do so. The **motion passed** by a unanimous vote.

#### **4. Pat Huddleston - Beaver Control Report**

This item was not addressed because Pat Huddleston was not in attendance to present the Beaver Control Report to the Board of Supervisors.

#### **5. Approval to Advertise for Bids to Re-roof the Southaven Justice Court Complex**

Jim Bearden, Director of Operations and Maintenance, informed the Board of Supervisors that when the Justice Court Complex was purchased and renovated, the roof was not replaced. Mr.

#### **ITEM D.5, CONTINUED,**

Bearden said the cost to re-roof the building will be \$39,000.00 to \$40,000.00. Supervisor Gerald Clifton asked how big the building is. Mr. Bearden said the building is approximately 10,000 square feet. Supervisor Eugene Thach asked if Mr. Bearden had funds in his budget to pay for the new roof. Mr. Bearden said that it will be close but that he thinks he has the money to re-roof the building. Supervisor John Caldwell made a motion and Supervisor Gerald Clifton seconded the motion to advertise for bids to re-roof the Southaven Justice Court Complex. The **motion passed** by a unanimous vote.

#### **6. Approval of Grant Application for Youth Court Victims Witness Coordinator**

Vanessa Lynchard notified the Board of Supervisors that last year the County applied for a grant for a Youth Court Victims Witness Coordinator to be in compliance with the Crime Victims Bill of Rights and received it. Vanessa said that approval is needed to apply for a continuation of this grant. Supervisor Tommy Lewis made a motion and Supervisor John

Caldwell seconded the motion to submit the grant application for the Youth Court Victims Witness Coordinator for Fiscal Year 2001 in the amount of \$25,428.56 with a 75/25 percent match. The **motion passed** by a unanimous vote. **\*\*See Exhibit D.6\*\***

**7. Official DeSoto County Road Map**

Sam Russell and Jim McDougal of the Planning Commission presented a draft of the Official DeSoto County Road Map to the Board of Supervisors. Mr. Russell said that the map will be available for review in the Planning Commission. Mr. Russell said that the Planning Commission and the Road Manager are working together on the road map and road register to do all that is necessary to be in compliance with Section 65-7-4 of the Mississippi Code. Mr. Russell said the Official DeSoto County Road Map and Road Register will be on the agenda for July 5, 2000 for adoption by the Board of Supervisors. Supervisor John Caldwell asked why the map cannot be adopted now. Vanessa Lynchard said that a public hearing is required and that it is set for July 5, 2000. **\*\*See Exhibit D.7\*\***

**8. Budget Amendment**

**a. Information Systems**

Larry Wood, Director of Information Systems, requested a budget amendment to cover expenses of new computer hardware, software, Internet connection, a fire wall for the Internet connection, training, and travel. Mr. Wood said that the funds are in his budget and will be moved from the assistant programmer’s salary, on-line computer services, and service and maintenance contracts.

In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1999, and ending September 30, 2000. Supervisor Tommy Lewis made the motion and Supervisor John Caldwell seconded the motion to approve the budget amendment for Information Systems under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows:

Decrease	001-152-443	Assistant Salary	\$20,000.00
Decrease	001-152-544	Service & Maintenance Contract	\$18,150.00
Decrease	001-152-572	On-Line Computer Service	\$ 3,000.00
Increase	001-152-936	Computer Hardware	\$34,000.00
Increase	001-152-946	Computer Software	\$ 1,500.00
Increase	001-152-587	Training	\$ 3,040.00

**ITEM D.8.a, CONTINUED,**

Increase	001-152-475	Travel	\$ 1,000.00
Increase	001-152-476	Meals & Lodging	\$ 1,500.00
Increase	001-152-805	Lease Purchase Int.	\$ 10.00
Increase	001-152-477	Travel In County	\$ 100.00

The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----NO  
Supervisor Eugene Thach-----YES  
Supervisor Gerald Clifton-----YES  
Supervisor John Caldwell-----YES  
Supervisor Tommy Lewis-----YES

**\*\*See Exhibit D.8.a\*\***

**b. Sheriff’s Department**

Comptroller Joyce Riales presented budget amendments for the Sheriff’s Department for approval. Supervisor John Caldwell asked if the Sheriff’s Department is purchasing a tail boom for a helicopter that was damaged or an additional one. Ms. Riales said she would ask Robbie Riley about the request. Supervisor Tommy Lewis asked why the Sheriff’s Department needs to purchase a new fuel tank. Ms. Riales said a fuel tank is needed for the aviation unit. Tim Harris, Commander of Metro Narcotics, said that Metro has a 1000 gallon fuel tank that the Sheriff’s Department can have if they can use it.

In accordance with the provisions set forth in Section 19-11-11 of the Mississippi Code, the Board of Supervisors did discuss an amendment to the budget for the Fiscal year beginning October 1, 1999, and ending September 30, 2000. Supervisor Jessie Medlin made the motion and Supervisor Gerald Clifton seconded the motion to approve the budget amendment for the Sheriff’s Department under the provisions of Mississippi Code of 1972, Annotated, Section 19-11-19 as follows with the budget amendment for the purchase of a fuel tank approved subject to the Sheriff’s Department inspecting the 1000 gallon fuel tank offered by Metro Narcotics to see if it can be used in lieu of purchasing a new tank:

Decrease	001-201-502	Phone	\$ 100.00
Decrease	001-201-545	Other Repair & Maintenance	\$ 4,500.00
Decrease	001-201-570	Insurance	\$ 38.00
Decrease	001-201-571	Dues & Subscriptions	\$ 42.00
Decrease	001-201-584	Registration	\$ 20.00
Decrease	001-201-681	Repair Parts	\$ 200.00
Decrease	001-201-682	Equipment Repair	\$ 200.00
Decrease	001-201-691	Uniform	\$ 500.00
Increase	001-201-935	Other Machinery	\$ 5,600.00
Decrease	001-202-433	Patrol Salaries	\$38,400.00
Increase	001-202-534	Office Machine Rental	\$ 500.00
Increase	001-202-542	Repairs to Vehicles	\$ 7,000.00
Increase	001-202-554	Consultant Fee	\$ 400.00
Decrease	001-202-587	Training	\$ 7,000.00
Increase	001-202-603	Office Supplies	\$ 500.00
Increase	001-202-613	Law Enforcement Supply	\$ 2,000.00
Increase	001-202-671	Gas	\$35,000.00
Decrease	001-202-433	Patrol Salaries	\$ 8,000.00
Increase	001-220-534	Office Machine Rental	\$ 500.00

**ITEM D.8.b, CONTINUED,**

Increase	001-220-568	Transporting Prisoners	\$ 5,000.00
Increase	001-220-654	Cleaning	\$ 1,500.00
Increase	001-220-692	Inmate Goods	\$ 1,000.00
Decrease	001-200-468	Group Insurance	\$ 1,000.00
Increase	001-200-571	Dues & Subscriptions	\$ 500.00
Increase	001-200-603	Office Supplies	\$ 500.00

The **motion passed** by a unanimous vote. **\*\*See Exhibit D.8.b\*\***

**9. Approval of Late Bill - NACO Registration**

Supervisor Tommy Lewis made a motion and Supervisor John Caldwell seconded the motion to authorize Supervisor Gerald Clifton to attend the annual NACO conference and to approve a late bill to NACO for Registration Fees for Supervisor Eugene Thach and Supervisor Gerald Clifton for the Annual NACO Conference to be held in Charlotte, North Caroline on July 14 through July 18, 2000 in the amount of \$830.00 and authorized the Clerk to write the check. The **motion passed** by unanimous vote. **\*\*See Exhibit D.9\*\***

**10. Contract Negotiation - Architectural Services - Proposed Library Expansion**

Vanessa Lynchard notified the Board of Supervisors that County Administrator David Armstrong requested that the Board acknowledge the contract negotiation with Marvin Johnson for the proposed library expansion for a fee of 5.5% of the construction cost. Supervisor Tommy Lewis made a motion and Supervisor Gerald Clifton seconded the motion to acknowledge the contract negotiation with Marvin Johnson for the proposed library expansion for a fee of 5.5% of the construction cost and to take this under advisement until a decision is made regarding the funding of the proposed library expansion. The **motion passed** by a unanimous vote. **\*\*See Exhibit D.10\***

**11. Circuit Clerk Allowances**

The allowances for the Circuit Court Clerk for May 2000 in the amount of \$2,075.00 for Youth Court, for the May Term, 2000 in the amount of \$3,242.00 for the County Court Clerk, and for the May Term of the Circuit Court Clerk in the amount of \$8,441.00 were presented to the Board of Supervisors for approval. Supervisor Tommy Lewis made the motion and Supervisor Gerald Clifton seconded the motion to approve the Circuit Court Clerk Allowances pursuant to Sections 43-21-205 and 25-7-13(M) of the Mississippi Code of 1972, Annotated. The **motion passed** by a unanimous vote. **\*\*See Exhibit D.11\*\***

**12. Chancery Clerk Allowances**

Allowances for the Chancery Court Clerk were presented to the Board of Supervisors for the June 2000, term in the amount of \$ 2,186.66. Supervisor Tommy Lewis made the motion and Supervisor John Caldwell seconded the motion to approve the Chancery Clerk Allowances pursuant to Section 25-7-9 of the Mississippi Code of 1972, Annotated, subject to obtaining the signature of the Chancellor. The **motion passed** by a unanimous vote. **\*\*See Exhibit D.12\*\***

**13. Metro Narcotics - Approval to Declare Property as Surplus**

At the recommendation of Commander Tim Harris, Supervisor Jessie Medlin made the motion and Supervisor Gerald Clifton seconded the motion to declare the property of DeSoto County Metro Narcotics as follows as surplus and to authorize the surplus property to be auctioned:

**ITEM D.13, CONTINUED,**

<u>Vehicle</u>	<u>Color</u>	<u>VIN Number</u>
1980 Pontiac Grand Prix	Brown	2H37WAP512264
1980 Chevrolet Chevette	White	1B689AA238368
1986 Toyota Truck	Gray	JT4RN50R3G0201549
1987 Chevrolet Blazer	Blue	1GNCT18R8H8228040
1988 Honda Civic	White	JHMED6345JS000821
1988 Toyota Truck	Gray	JT4RN50A9J0360576
1989 Pontiac Grand Prix	Gray	1G2NV14U6HL886205
1993 Toyota Camry	Black	4T1SK12E4PU243746
1994 Suzuki 600 Motorcycle	Blue	JS1GN76A4R2100414

The **motion passed** by a unanimous vote. **\*\*See Exhibit D.13\*\***

**E. EXECUTIVE SESSION**

The “Executive Session” portion of this meeting is presented under the portion of minutes called “Executive Session.

**F. OTHER ISSUES**

E. C. T.

**6/26/00**



### 1. Homestead Exemptions

Supervisor John Caldwell made the motion and Supervisor Jessie Medlin seconded the motion to approve the petition to adjust the homestead exemption supplemental roll as presented by the Chancery Clerk. The **motion passed** by a unanimous vote. **\*\*See Exhibit F.1\*\***

### 2. Comprehensive Plan Update

Sam Russell, Assistant Planning Director, informed the Board of Supervisors that the Planning Commission has narrowed the proposals to do the comprehensive plan down from four firms to one firm. Mr. Russell said that the Planning Commission will be recommending the Central Mississippi Planning and Development District to the Board for approval as soon as the scope of work and final contract are worked out. Mr. Russell said that the comprehensive plan will include DeSoto County, the City of Olive Branch, and the City of Hernando. Mr. Russell said that both the City of Horn Lake and the City of Southaven have already signed contracts with other firms to do their comprehensive plans.

### 3. Request for Assistance - Hernando High School

Supervisor Tommy Lewis informed the Board of Supervisors that Superintendent Jerry Baird requested assistance from the County to grade the football practice field at Hernando High School. In accordance with Attorney General Opinion 96-0739 and Section 19-3-42 of the Mississippi Code, which states the Board of Supervisors of any county is authorized, in its discretion, to maintain public school grounds of the county if the Board of Supervisors is requested to do so by the school board and certain other conditions are met, Supervisor Tommy Lewis made a motion and Supervisor John Caldwell seconded the motion to authorize the Road Manager to inspect the football practice field to determine the scope of work to be done and then to grade the football practice field if the work can be completed at a reasonable cost and within a reasonable time period to be determined by the Road Manager. The **motion passed** by a unanimous vote. **\*\*See Exhibit F.3\*\***

## ITEM F.4, CONTINUED,

### 4. Civic Center Road

Road Manager Kenny Gunn advised the Board of Supervisors that \$12,000.00 worth of limestone, approximately 1,300 tons, was placed on the Civic Center Road last week. Mr. Gunn said he does not want to do any further work on the road until the grade is set. Supervisor Eugene Thach said he talked to Mayor Greg Davis of Southaven and the City is not going to set the grade. Mr. Gunn said he spoke with the architect and that he is planning to get the grade set.

Supervisor Eugene Thach asked the Board Attorney who is responsible for setting the grade. Board Attorney Bill Austin said in the final analysis, the Civic Center Contractor is responsible for the road. Supervisor Tommy Lewis asked who will maintain the road when it is completed. Mr. Austin said it depends on whether it is considered a public or private road and that he assumes it to be a public road since there is a water tower on the road.

The Board of Supervisors asked the Board Attorney to verify who is responsible for setting the grade on the road and who will be maintaining the road.

Supervisor Eugene Thach made the motion and Supervisor Gerald Clifton seconded the motion to adjourn until July 5, 2000 at 9:00 a.m. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES  
Supervisor Eugene Thach-----YES  
Supervisor Gerald Clifton-----YES  
Supervisor John Caldwell-----ABSENT  
Supervisor Tommy Lewis-----YES

THIS the 26<sup>th</sup> day of June, 2000, these minutes have been read and approved by the DeSoto County Board of Supervisors.

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Eugene C. Thach, President  
DeSoto County Board of Supervisors